



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

JAN 29 2002

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:

C-14J

William B. Moran
Administrative Law Judge
U.S. EPA (1900 L)
Ariel Rios Building
1200 Pennsylvania Avenue
Washington, D.C. 20460

Re: DaimlerChrysler Corporation - Docket No. RCRA-05-2001-0015

Dear Judge Moran:

Enclosed please find the Parties' Joint Motion for Extension of Time to File
Prehearing Exchange in the above-referenced matter. I may be contacted by telephone at
(312) 353-5751, or by fax at (312) 353-4342.

Sincerely,

Karen L. Peaceman

Karen L. Peaceman
Associate Regional Counsel

Enclosure

cc: Steven C. Kohl, counsel for DaimlerChrysler Corporation

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In The Matter Of)
)
DaimlerChrysler Corporation,) Docket No. RCRA-05-2001-0015
)
) Administrative Law Judge William B. Moran
Respondent)

**PARTIES' S JOINT MOTION FOR EXTENSION OF TIME
TO FILE PREHEARING EXCHANGE**

Complainant and Respondent hereby inform the court of the current status of the matter and seek temporary suspension of the deadline to file the initial prehearing exchanges in order to allow time for negotiation of a potential settlement of this case.

The Parties have met twice to discuss settlement of this matter, first on November 20, 2001 and then again on January 18, 2002. The Parties have made some progress in narrowing the areas of disagreement between them. Respondent, through the Alliance of Automobile Manufacturers (AAM), has also raised issues stemming from this case with the Office of Solid Waste and Emergency Response (OSWER) and the Office of Enforcement and Compliance Assurance (OECA) at U.S. EPA headquarters in Washington, D.C. The Parties understand that Respondent and the AAM will meet again with additional officials from OECA in the next several weeks to continue the discussions on the issues raised in this and other similar enforcement matters nationwide.

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EPA Region 5 needs to confer with Agency headquarters regarding the direction the Agency will take regarding the issues being raised by Respondent and the AAM which may (or may not) effect the scope of any settlement or hearing.

The parties, therefore, request that the deadline for filing the initial prehearing exchanges be suspended for an additional 90 days to allow time to determine if and how OSWER intends to engage in a process to allow potential revision to the regulations or policy at issue.

Respectfully Submitted,

Karen L. Peaceman

Karen L. Peaceman
Associate Regional Counsel
U.S. EPA, Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3590
(312)353-5751
Attorney for Complainant

Steven C. Kohl

Steven C. Kohl *Signed by Karen L. Peaceman*
Howard & Howard *for and on behalf of Steven C. Kohl*
The Pinehurst Office Center, Suite 101
39400 Woodward Avenue
Bloomfield Hills, MI 48304
(248)723-0320
Attorney for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on this date, the original of the foregoing **PARTIES' S JOINT MOTION FOR EXTENSION OF TIME TO FILE PREHEARING EXCHANGE** was filed with the Regional Hearing Clerk (R-19J), United States Environmental Protection Agency, Region 5, 77 W. Jackson Boulevard, Chicago, IL 60604, and that I then caused true and correct copies of the filed document to be promptly mailed to the following by First Class Mail:

William B. Moran
Administrative Law Judge
U.S. EPA (1900 L)
Ariel Rios Building
1200 Pennsylvania Avenue
Washington, D.C. 20460

Steven C. Kohl
Howard & Howard
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39400 Woodward Avenue
Bloomfield Hills, MI 48304


US ENVIRONMENTAL
PROTECTION AGENCY
REGION V

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Certified Mail # 7099 3400 0000 9586 5669

Dated: 29 Jan 2002


Mary Ann Stephen
Secretary, Enforcement &
Compliance Assurance Branch
United States Environmental
Protection Agency
77 W. Jackson Boulevard
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(312) 886-4435